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Attorney for Defendant

JOSE MAYO RODRIGUEZ

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE ENCARNACION MAYO RODRIGUEZ,
SYLVIA ZAMBRANO, YESENIA LOPEZ,
MARIA LUISA ESCAMILLA LOPEZ, JUAN
CHAVARRIA, JUAN RAMON LOPEZ,
NEREYDA ALVAREZ, PHILLIP ALLEN
BAILEY, and CHARLES JAMES
BILLINGSLEY,

Defendants.

Case No.: 2:19-cr-231 WBS

STIPULATION AND ORDER
CONTINUING STATUS CONFERENCE
AND EXCLUDING TIME UNDER THE
SPEEDY TRIAL ACT

Date: July 27, 2020

Time: 9:00 a.m.

Court: Hon. William B. Shubb

This is a case charging conspiracy to distribute methamphetamine and heroin. It is presently set for status conference involving all nine defendants on May 4, 2020. The government has provided voluminous discovery consisting of approximately 1300 pages of material. A supplemental discovery production to include hours of video and audio recordings is

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1 anticipated by the parties.

2 Many of the events at issue in the case occurred in San Joaquin County, with additional
3 matters occurring in Southern California and the San Francisco Bay Area. Defense investigation
4 into the charged events can fairly be characterized as state-wide in scope. Additional time is
5 required for defense investigation into matters charged in the Indictment.
6

7 The parties to this action, Plaintiff United States of America by and through Assistant
8 United States Attorney Cameron Desmond, and Attorney Todd Leras on behalf of Defendant
9 Jose Mayo Rodriguez, Attorney Christopher Cosca on behalf of Defendant Sylvia Zambrano,
10 Attorney Brian Andritch on behalf of Defendant Yesenia Lopez, Attorney Dina Santos on behalf
11 of Defendant Maria Escamilla Lopez, Attorney Armando Villapueda on behalf of Defendant
12 Juan Chavarria, Attorney Philip Cozens on behalf of Defendant Juan Lopez, Attorney David
13 Garland on behalf of Defendant Nereyda Alvarez, Attorney Alin Cintean on behalf of Defendant
14 Phillip Bailey, and Attorney Johnny Griffin, III, on behalf of Defendant Charles Billingsley,
15 stipulate as follows:
16
17

- 18 1. By this stipulation, Defendants now move to vacate the status conference presently
19 set for May 4, 2020. The parties request to continue the status conference to July 27,
20 2020, at 9:00 a.m., and to exclude time between May 4, 2020 and July 27, 2020,
21 inclusive, under Local Code T-4. The United States does not oppose this request.
22
- 23 2. Based on the above-stated facts regarding the volume of discovery and the time
24 required for defense investigation, the parties jointly request that the Court find that
25 the ends of justice served by continuing the case as requested outweigh the best
26 interest of the public and the Defendants in a trial within the time prescribed by the
27

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Speedy Trial Act.

3. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the time period of May 4, 2020 to July 27, 2020, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), and (B) (iv) [Local Code T-4] because it results from a continuance granted by the Court at Defendants' request on the basis that the ends of justice served by taking such action outweigh the best interest of the public and the Defendants in a speedy trial.
4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Assistant U.S. Attorney Cameron Desmond and all defense counsel have reviewed this proposed order and authorized Todd Leras to sign it via email on their behalf.

DATED: April 27, 2020

By /s/ Todd D. Leras for
CAMERON DESMOND
Assistant United States Attorney

DATED: April 27, 2020

By /s/ Todd D. Leras
TODD D. LERAS
Attorney for Defendant
JOSE MAYO RODRIGUEZ

DATED: April 27, 2020

By /s/ Todd D. Leras for
CHRISTOPHER R. COSCA
Attorney for Defendant
SYLVIA ZAMBRANO

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1 DATED: April 27, 2020

2 By /s/ Todd D. Leras for
3 BRIAN ANDRITCH
4 Attorney for Defendant
YESENIA LOPEZ

5 DATED: April 27, 2020

6 By /s/ Todd D. Leras for
7 DINA L. SANTOS
8 Attorney for Defendant
MARIA ESCAMILLA LOPEZ

9 DATED: April 27, 2020

10 By /s/ Todd D. Leras for
11 ARMANDO VILLAPUEDA
12 Attorney for Defendant
JUAN CHAVARRIA

13 DATED: April 28, 2020

14 By /s/ Todd D. Leras for
15 PHILIP COZENS
16 Attorney for Defendant
JUAN RAMON LOPEZ

17 DATED: April 27, 2020

18 By /s/ Todd D. Leras for
19 DAVID GARLAND
20 Attorney for Defendant
NEREYDA ALVAREZ

21 DATED: April 27, 2020

22 By /s/ Todd D. Leras for
23 ALIN CINTAN
24 Attorney for Defendant
PHILLIP BAILEY

25 DATED: April 27, 2020

26 By /s/ Todd D. Leras for
27 JOHNNY GRIFFIN, III
28 Attorney for Defendant
CHARLES BILLINGSLEY

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ORDER

BASED ON THE REPRESENTATIONS AND STIPULATION OF THE PARTIES, it is hereby ordered that the status conference in this matter, scheduled for May 4, 2020, is vacated. A new status conference is scheduled for July 27, 2020, at 9:00 a.m. The Court further finds, based on the representations of the parties and Defendants' request, that the ends of justice served by granting the continuance outweigh the best interests of the public and the Defendants in a speedy trial. Time shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(B)(iv) and Local Code T-4, to allow necessary attorney preparation taking into consideration the exercise of due diligence for the period from May 4, 2020, up to and including July 27, 2020.

IT IS SO ORDERED.

Dated: April 28, 2020



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

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